

DETAILED ACTION

Examiner's Amendment

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Scott A. McCollister on March 18, 2008.

The application has been amended as follows: In the claims:

Cancel claims 4, 7-8.

Allowable Subject Matter

The following is an examiner's statement of reasons for allowance: one sensor set to detect an external light load directed to the light emitting surface and generate a control signal indicative of a presence of the external light load, the external light load being one of sunlight and a light from approaching train headlights and an electrical control system for receiving the control signal indicative of the presence of the external load and triggering an increase in current being supplied to the at least one LED in response to the received control signal which increased current is being maintained for at least while the external light load is present; wherein the at least one LED and the at least one sensor are disposed on a same printed circuit board and wherein the current is raised by pulsing the current to cause the at least one LED to pulse at a frequency higher than visually perceivable.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to DANIEL PREVIL whose telephone number is (571)272-2971. The examiner can normally be reached on Monday-Thursday. The examiner can also be reached on alternate Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Daniel WU can be reached on (571) 272-2964. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

DP
March 18, 2008.

/George A Bugg/
Acting SPE of Art Unit 2612